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Third Party Defendant, LEXINGTON INSURANCE COMPANY
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9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION
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12 TELLABS, INC. a Delaware corporation, and
ST. PAUL FIRE & MARINE INSURANCE
13 COMPANY, a Minnesota corporation,

14 Plaintiffs,

15 v.

16 CARRERA TRANSPORT, INC., an Iowa
corporation, doing business as CARRERA
17 TRANSPORTATION and CARRERA
TRUCKING; and DOES 1 through 25,
18 inclusive,

19 Defendants and Third Party Plaintiffs,

20 v.

21 HA LOGISTICS, INC., a California
corporation, and LEXINGTON INSURANCE
22 COMPANY, a corporation

23 Third Party Defendants.
24

CASE NO.: 3:07-cv-02254-MMC


[PROPOSED] ORDER

Complaint Filed: April 25, 2007

25 Pursuant to ADR Rule 5-10(d), Third Party Defendant Lexington Insurance Company
26 ("Lexington") submitted a request that it be excused from attending in person the Early Neutral
27 Evaluation session in this matter.

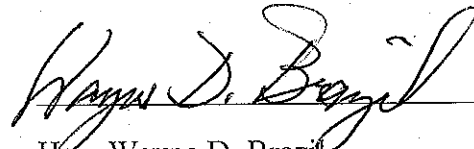
28 Having carefully considered the papers submitted, and good cause appearing, IT IS HEREBY

1 ORDERED that:

2 Third Party Defendant Lexington Insurance Company's request to be excused from attending
3 in person the Early Neutral Evaluation session, scheduled for January 10, 2008, is GRANTED.

4 Pursuant to ADR Rule 5-10(e), Lexington's representative must be available to participate in
5 the Early Neutral Evaluation session by telephone.

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7 DATED: 12/17, 2007


8 Hon. Wayne D. Brazil
9 United States Magistrate Judge
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